

**SETTER OLLILA LLC**

Intellectual Property Law Firm

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CENTRAL FAX CENTER****FEB 28 2005**2060 BROADWAY, SUITE 300  
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PHONE 303-938-9999  
FACSIMILE 303-938-9995**FACSIMILE TRANSMISSION**

DATE: February 28, 2005

FROM: Steven L. Webb, Reg. 44,395  
NUMBER OF PAGES (including this page): 11  
TO: Mailstop: Amendment  
Commissioner for Patents  
United States Patent and  
Trademark Office  
RE: Application No. 09/981,015  
Filed: 10/17/2001  
Art Unit: 2686  
Examiner: Naghmeh Mehrpour  
Inv.: Steve Dispensa  
Docket No. 1573

TELEPHONE: (303) 938-9999 ext. 22  
EMAIL: swebb@soiplaw.com  
TELEPHONE:  
FAX: (703) 872-9306

**MESSAGE** Attached are the following:

1. Transmittal (one page);
2. Resubmission of Response to office Action (two pages)
3. Auto-Reply Facsimile Transmission, Transmittal and Response dated 8/25/04 to the Office Action dated June 16, 2004, (7 pages).

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PTO/SB/Z1 (09-04)

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FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

9

Application Number

09/981,015; Confirmation 5595

Filing Date

10/17/2001

First Named Inventor

Steve Dispensa

Art Unit

2686

Examiner Name

Naghme Mehropour

Attorney Docket Number

6/16/2004

**ENCLOSURES (check all that apply)**☐ Fee Transmittal Form☐ Fee Attached☒ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/  
Incomplete Application☐ Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board  
of Appeals and Interferences☐ Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s)  
(please identify below):**Remarks**

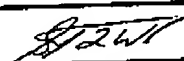
It is believed that no fees are due in this matter. However, if it is determined that fees are due, the Commissioner is authorized to debit Deposit Account No. 210765 for the required fees.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm

SETTER OLLILA LLC

Signature



Printed Name

Steven L. Webb

Date

2/28/05

Reg.  
No.

44,395

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature



Date

2/28/05

Typed or printed name

Laura S. Mellblom

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Practitioner's Docket No. 1573

PATENT

**RECEIVED**  
**CENTRAL FAX CENTER****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

FEB 28 2005

Inventor(s): Steve Dispensa

Serial No.: 09/981,015

Filing Date: 10/17/2001

Title: Probe Device For Determining Channel Information A Broadband  
Wireless System

Examiner: Naghmeh Mehrpour

Group Art Unit: 2686

Mailstop: Amendment  
COMMISSIONER OF PATENTS  
P. O. Box 1450  
Alexandria, VA 22313-1450**RESUBMISSION OF RESPONSE TO OFFICE ACTION**

Our office has been notified that the Response submitted on August 25, 2004, has not been acknowledged in PAIR. Our office has had conversations with the Examiner, Melody Mhrpour, and was instructed to re-submit the Response. Attached please find a copy of the Response and Auto-Reply Facsimile Transmission sent to the United States Patent and Trademark Office on August 25, 2004, in response to the June 16, 2004, Office Action. The Response was timely submitted, please consider this Response.

Any fees may be charged to deposit account 21-0765.

Respectfully submitted,

Date: 2/28/05  
**SIGNATURE OF PRACTITIONER**

Steven L. Webb, Reg. No. 44,395

Duft Setter Ollila &amp; Bornsen LLC

Telephone: (303) 938-9999 ext. 22

Facsimile: (303) 938-9995

**Correspondence address:**

**CUSTOMER NO. 28004**

Attn: Harley R. Ball  
6391 Sprint Parkway  
Mailstop: KSOPHT0101-Z2100  
Overland Park, KS 66251-2100

USPTO  
TO: Auto-reply fax to 303938995 COMPANY: 8/25/2004 12:20 PM PAGE 1/001 Fax Server

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 3039389995  
Fax Information  
Date Received: 8/25/2004 12:10:59 PM (Eastern Daylight Time)  
Total Pages: 6 (including cover page)

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Received  
Cover  
Page  
=====>

AUG-26-2004 WED 10:14 AM DUFF SETTER OLLILA BORIS FAX NO. 3039389995 P. 01	
<b>DUFF SETTER OLLILA &amp; BORSEN LLC</b> Intellectual Property Law Firm	
2000 BROADWAY, SUITE 900 BOULDER, CO 80502 PHONE 303-938-9999 FACSIMILE 303-938-9995	
DATE: August 25, 2004	
<b>FACSIMILE TRANSMISSION</b>	
FROM: Steven L. Webb, Reg. 44,595	TELEPHONE: (303) 938-9999 ext. 22
NUMBER OF PAGES (including this page): 6	EMAIL: swebb@dsoblaw.com
TO: Mailstop: Amendment Commissioner for Patents United States Patent and Trademark Office	TELEPHONE:
RE: Application No. 09/961,015 Filed: 10/17/2001 Art Unit: 2686 Examiner: Nageemah Molempow Inv.: Steve Dispensa Docket No. 1573	FAX: (703) 872-6106
<b>MESSAGE</b> Attached are the following:	
1. Transmittal (one page);	
2. Response to the Office Action dated June 16, 2004. (4 pages).	
IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL 303-938-9999	
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PAGE 15 * RCV AT 2/28/2005 12:46 PM * SVR:USPTO-EFXXF-1/0 * DNIS:8729306 * CSID:3039389995 * DURATION (mm:ss):03:08	

Date docketed: 8/25/04  
Docketed by: [Signature]  
See: \_\_\_\_\_  
Atty: \_\_\_\_\_

PTO/SB/21 (04-04)

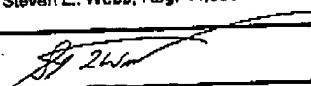
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/981,015; Confirmation No. 5595	
	Filing Date	10/17/2001	
	First Named Inventor	Steve Dispensa	
	Art Unit	2686	
	Examiner Name	Naghmeh Mehrpour	
Total Number of Pages in This Submission	4	Attorney Docket Number	1573

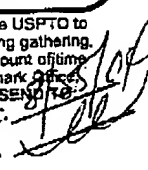
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b> It is believed that no fees are due in this matter. However, if it is determined that fees are due, the Commissioner is authorized to debit Deposit Account No. 210765 for the required fees.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Steven L. Webb, Reg. 44,395
Signature	
Date	8/25/04

CERTIFICATE OF TRANSMISSION/MAILING	
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Typed or printed name	Laura S. Melblom
Signature	
Date	8-25-04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date docketed:   
Docketed by: \_\_\_\_\_

See: \_\_\_\_\_

cc: \_\_\_\_\_

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**CENTRAL FAX CENTER**

FEB 28 2005

Practitioner's Docket No. 1573

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Inventor(s): Steve Dispensa**

**Serial No.: 09/981,015**

**Filing Date: 10/17/2001**

**Title: Probe Device For Determining Channel Information A Broadband  
Wireless System**

**Examiner: Naghmeh Mehrpour**

**Group Art Unit: 2686**

**Mailstop: Amendment**

**COMMISSIONER OF PATENTS**

**P. O. Box 1450**

**Alexandria, VA 22313-1450**

**RESPONSE TO OFFICE ACTION**

This is in response to the Office Action mailed on 6/16/2004.

## TRANSACTION REPORT

AUG-25-2004 WED 10:15 AM

P. 01

FOR: DUFT SETTER OLLILA BORNS 3039389995

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
AUG-25	10:13 AM	17038729306	1' 37"	6	SEND	OK	649	
TOTAL :						1M 37S	PAGES:	6

## DUFT SETTER OLLILA &amp; BORNSSEN LLC

Intellectual Property Law Firm

2060 BROADWAY, SUITE 300  
BOULDER, CO 80302  
PHONE 303-938-9999  
FACSIMILE 303-938-9995

## FACSIMILE TRANSMISSION

DATE: August 25, 2004

FROM:

Steven L. Webb, Reg. 44,395

TELEPHONE: (303) 938-9999 ext. 22

NUMBER OF PAGES (including this page):

6

EMAIL: swebb@dsoblaw.com

TO:

Mailstop: Amendment  
Commissioner for Patents  
United States Patent and  
Trademark Office

TELEPHONE:

RE:

Application No. 09/981,015  
Filed: 10/17/2001  
Art Unit: 2686  
Examiner: Naghmeh Mehrpour  
Inv.: Steve Dispensa  
Docket No. 1573

FAX: (703) 872-9306

ATTACHED ARE THE FOLLOWING: